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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)  
50N3127.01

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope address to "Commissioner Patents, P.O. Box 1450, Alexandria, VA 22313-1450 [37 CFR 1.8(a)]  
on 1/14/08

In re Application of PROEHL et al.

Application Number  
10/767,473

Filed  
1/29/2004

Signature /Jerry A. Miller 30779/

For User Interface Having a Cross Arrangement

Typed or printed name Jerry A. Miller

Art Unit  
2174

Examiner  
Arrienne M. Lezak

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice to Appeal is (37 CFR 41.20(b)(1)) \$ 510.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- ☐ A check in the amount of the fee is enclosed.
- ☒ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge fees which may be required, or credit any overpayment to Deposit Account No. 501267. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)
- ☒ attorney or agent of record.  
Registration number 30779
- ☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

/Jerry A. Miller 30779/  
Signature

Jerry A. Miller  
Typed or printed name

(919) 816-9981  
Telephone number

1/14/08  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14, and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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01/16/2008 SDENBOB3 00000025 10767473

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510.00 OP



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Inventor(s) : Andrew M. Proehl  
Filed : 1/29/2004  
Application No. : 10/767,473  
Confirmation No. : 3618  
Group Art Unit : 2174  
Examiner : Nguyen, Le V.  
Docket Number : 50N3127.01  
Title : User Interface Having a Cross Arrangement

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is, on the date shown below, being deposited with the U.S. Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Applicant, Assignee or Reg. Representative: JERRY A. MILLER Reg. No. 30,779

Signature /Jerry A. Miller 30779/ Date 1/14/08

**NOTICE OF APPEAL TRANSMITTAL LETTER**

Transmitted herewith please find the following:

- ☒ Notice of Appeal.
- ☐ Request for Pre-Appeal Brief Conference Panel Review.
- ☒ Payment by: ☐ check ☒ separate credit card authorization ☐ deposit account.
- ☐ Charge the fee for this appeal brief to deposit account number 501267.
- ☒ Charge any underpayment or credit overpayment to deposit account number 501267.
- ☒ Receipt post card.

Respectfully submitted,

/Jerry A. Miller 30779/  
Jerry A. Miller  
Registration No. 30,779

Dated: 1/14/08

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**Customer Number 24337**

Application No.: 10/767,473